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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Appln. of: Daniel L. Poole, et al.  
Appln. No.: 09/451,580  
Filed: November 30, 1999  
For: CLAMP DEVICE  
Attorney Docket No: 5658/729

Examiner: James G. Smith  
Art Unit: 3723

Mail Stop RCE  
Commissioner for Patents  
U.S. Patent and Trademark Office  
P. O. Box 1450  
Alexandria, VA 22313-1450

REQUEST FOR CONTINUED EXAMINATION (37 C.F.R. § 1.114)

Sir:

Applicant(s) requests continued examination of the above-identified application under 37 C.F.R. §1.114.

- ☒ Submission under 37 CFR 1.114 (check at least one of the following):
- ☒ Previously submitted:
    - ☐ Applicant(s) requests nonentry of any previously-filed unentered amendments.
    - ☒ Please enter and consider the Amendment After Final Under 37 C.F.R. §1.116 previously filed on July 21, 2004
    - ☐ Consider the arguments in the Appeal Brief or Reply Brief previously filed on \_\_\_\_\_
    - ☐ Other: \_\_\_\_\_
  - ☒ Attached is/are:
    - ☐ An Information Disclosure Statement
    - ☐ An Amendment to the written description, claims, or drawings
    - ☐ New Arguments and/or New Evidence in support of Patentability
    - ☒ Other: Petition and Fee for Extension of Time (in Duplicate); Copy of Amendment After Final Filed on July 21, 2004

☐ Request for suspension of action:

Applicant(s) hereby request suspension of action on the above-identified application under 37 C.F.R. §1.103(c) for a period of \_\_\_\_\_ months. (Period of suspension shall not exceed 3 months; requires Processing Fee under 37 C.F.R. §1.17(i)).

☐ Small Entity Status:

☐ Applicant hereby asserts entitlement to claim small entity status under 37 CFR §§ 1.9 and 1.27.

☐ A small entity statement or assertion of entitlement to claim small entity status was filed in prior application no. \_\_\_\_\_ / \_\_\_\_\_ and such status is still proper and desired.

☐ Is no longer desired.

☒ Applicant(s) calculate the following fees to be due in connection with this Request:

☒ A Request fee of \$790 under 37 C.F.R. §1.17(e).

☐ A suspension processing fee of \$\_\_\_\_\_ under 37 C.F.R. §1.17(i).

☐ An additional filing fee of \$\_\_\_\_\_ under 37 C.F.R. §1.16 (\_\_\_\_\_ additional independent claims and/or \_\_\_\_\_ additional total claims).

☒ An extension fee of \$950 under 37 C.F.R. §1.17(a) for a three-month extension of time.

☒ Fee payment to cover the above-enumerated fee(s):

☒ A check in the amount of \$790 is enclosed.

☐ Please charge Deposit Account No. 23-1925 (BRINKS HOFER GILSON & LIONE) in the amount of \$\_\_\_\_\_. A copy of this Request is enclosed for this purpose.

☐ A payment by credit card in the amount of \$\_\_\_\_\_ (Form PTO-2038 is attached).

☒ The Commissioner is hereby authorized to charge payment of any additional filing fees required under 37 CFR § 1.16 and any patent application processing fees under 37 CFR § 1.17 associated with this paper (including any extension fee required to ensure that this paper is timely filed), or to credit any overpayment, to Deposit Account No. 23-1925 (BRINKS HOFER GILSON & LIONE). A copy of this Request is enclosed for this purpose.

Respectfully submitted,

Date

10/12/04

Justin B. Rand (Reg. No. 48,552)